THEATRICAL PRODUCTIONS.

A FRENCH DRAMA, "THE COUNTESS CHIFFON," IN ENGLISH.

Grace George Brought Forward as a Heroine of a Domestic Story-New Short Plays in Vaudeville Used by Lillian Burkhart and the Royles - Notes. The drama produced at the Fifth Avenue

Theatre, "The Countess Chiffon," had been announced vaguely as an adaptation from the French. It might have been taken from any language or country in which plays and novels have been written, so many times has its theme been used in fletion. A young wife of an inattentive husband thought she loved an amorous bachelor. But she was mistaken, or at least more wrong-headed than wronghearted, for the husband's devotion to her during a long illness made her responsive to him alone. That is an ofttold tale in fletion and a common occurrence in life. It appeals especially to the sympathy of women, to whom the wife who goes only a little way astray, and the husband who brings her back by kindness, are always agreeable characters. That is what happens the piece which Harry St. Maur has used again in the present instance. The wife is an American helress. The husband is a French nobleman, who keeps up his free habits, neglects his bride and spends her money selfishly. The extra man is an artist, who encounters the wife in Paris. She does not comprehend, though others do, that the safe ground is slipping away from under her truant feet. But at length she sees where she stands, and plunges toward the abyss. What is meant to be the stormy scene of the play occurs here, when the wife avows her infidelity of love, and declares that she will let it lead her into criminal companionship with the artist. The husband is aroused not more to anger against his rival than to love of his wife. So there is a post-nuptial courtship leading

to true and loving wedlock. Grace George en acted the wife. That was the understood purpose of the production, which had been made by William A. Brady, her husband. He had not been fortunate in his selection of a play. There was nothing in it that either she or even such competent actors as William Harcourt and John Blair, who enacted the husband and the bachelor, could make interesting. Neither of these principal characters was of any particular account as a sufferer or a cause of suffering. Their miseries were not of a kind to enlist sympathy. They were not good enough nor bad enough to be unusual, Genius in the representation of those roles would not have forced the piece into dramatic value. Merely competent acting left them utterly worthless. The best satisfaction was given by Bjou Fernandez, because she had the subsidiary but agreeable part of the wife's kindly and sensible friend. She and Grace George wors beautiful gowns gracefully. The scenic outfit was presentable, and money had been spent freely in good clothes for the women. But the company was mainly as inexpert as the play, and neither helped the other to success. by William A. Brady, her husband. He had not

The "voice outside" is potent in the fun of

"A Deal on 'Change," the brief farce which Lillian Burkhart has introduced at Proctor's Theatre: This person who speaks but is not seen is a resort much favored by vaudeville's playwrights. He serves to swell a pair of visible actors to the proportions of a "company," and does not increase the salary list. Rarely is he more comic than he is made by Edmund Day the author of this sketch. The unseen speaker is an elevator boy, supposedly going up and down on his car, and entirely without knowldown on his car, and entirely without knowledge of the play's incidents. But as they hinge on the fluctuations of a certain mining stock, his bellowed warnings of "Un!" or "Going down!" fit laughably. The hero has put his savings in stock margins. He must win a fortune to secure his love's hand. Her papa controls the market, and the suitor's margins are facing. He holds the ticker tape awaiting the fateful quotations. They come to fit the elevator operator's cry of "Down!" The fun made by the two speakers in sight is milder. Miss Burkhart has gold untold to "copper" pa's bear manceuvres, and in the play's twenty minutes the stock they deal in ranges, in price from a weak 3s to a buoyant in price from a weak 35 to a buoyant he transactions for that time are a mere 50,000 shares, and it isn't a very busy lie in her excited response to a telephone mes-sage and in the mild deceits she practises in order to keep her sweetheart for a few minutes away from both telephone and ticker. The away from both telephone and ticker. The speculative success of this Wall Street play culminates in an embrace by the speculators. During this hug their faces are hidden by a huge wad of ticker tape. After this comes an epilogue, which was a noyelty for a continuous showwhich was a novelty for a continuous show-play. It is simultaneous with the bustle made by those who between acts leave or take seats. This shift is greater following the contribution of a "headliner," and so, though the verses are prettily spoken by the actress, the innovation is not impressive.

The best point in "Tripp's Troubles" the new farce that the Royles present at Keith's, is the means by which a wife's jealousy is stirred. Her tendency to suspect her husband of misdoing has been explained when a fire alarm is heard. Presently a fireman enters bearing a human figure wrapped in blankets. He says that he has made the rescue by a trip over adjoining roofs and calls out for some occuadjoining roofs and calls out for some occupant of the house to direct him to a bed where
he can deposit his burden. Lacking an answer, he chooses a bedroom for himself and
returns to duty. Several packages that his
charge carries are dropped as he enters. They
contain a woman's apparel. The occupants of
the house do not know whence they come.
The husband feels that he must hide them,
is caught in doing so, and ammunition is thus
provided for the wife's assaults. What follows
is a conventional result of such an equipment,
with half-hysterical accusation on her next acprovided for the wife's assaults. What follows a conventional result of such an equipment, with half-hysterical accusation on her part, accompanied at one point by her seizing him by the collar and shaking him soundly. For him it signifies an attempt to brazen it out by explanations that are aston shing for their transparency. The cilmax of his false pretence is reached when he tells her that the elaborate hat she holds indignantly up to him is not there—that it's all a matter of her imagination. She proves its reality by a thrust of the hatpin, but his brass is thereby dimmed only a little. The recovery of the rescued woman and her disclosure as a negress for a time confirm the wife in her suspicions, but the negress provides an explanation. Their is enough else of plot to call for the man who appeared as the fireman in another character. The piece is interesting chiefly in showing how broad an Irish brogue this unnamed player can assume when he wishes to, and how a faint burr still sticks to his tongue when he strives to drop it altogether. Mr. Royle is the playwright. An abundance of laughter, like the alarm bell of the pistol gallery target, indicates that he has hit the businesse. It is, however, an easier mark than that usually supplied to skilled marksmen.

The plays reproduced in New York for this week only are "The Girl in the Barracks," with Louis Mann and Clara Lipman, at the Grand Opera House; "The Ameer," with Frank Daniels, at the Harlem Opera House; "The Pirates of Penzance," with the Castle Square Company, at the American; "The Lost Paradise," with the Donnelly company, at the Murray Hill, and "A Lion's Heart." with Carl Haswin, at the

This is a week remarkable for important new plays, with "Coralie & Company" at the Madion Square, "The Ambassador" at Daly's, "When We Were Twenty-one" at the Knicker-"When We Were Twenty-one" at the Knicker-bocker, "Sapho" at Wallack's," "The Countess Chiffon" at the Fifth Avenue, and "Als Ich Wiederkam," at the Irving Place.

There is a renewal of "Round New York in Eighty Minutes" at Koster & Bial's, with the original leatures of that multifarious show retained and some new oness interie ted. The other extravaganzas are "Broadway to Tokio" at the New York. "Chris and the Wonderful Lamp" at the Victoria, "Whirl-i-gig" at Weber & Fields's and "The Belle of New York" at the Casino.

A Fields's and "The Belle of New York" at the Casino.

Another souvenir night has been passed by "Way Down East" at the Academy of Music. "Brother Officers" is employing the Empire stock company. Maude Adams still appeals with "The Little Minister." William Gillette with "Sherlock Holmes," Anna Held with "Papa's Wife," Elsie de Wolfe with "The Surprises of Love," Lily Langtry with "The Degenerates" and May Irwin with "Sister Mary." The extremes of dignity and the reverse are touched by "Ben Hur" and "Naughty Anthony."

thony."
The Park Hill Country Club of Yonkers will The Park Hill Country Club of Yonkers will indulge in old-time negro minstrelsy on Friday night. Some good professional as well as amateur talent has been secured to entertain the members and their guests.

A major portion of current vaudeville is given in the continuous shows. Unfamiliar performers and new matter are conspicuous in these bills. Digby Bell met his first New York yaudeville audience at Proctor's Palace on

vaudeville audience at Proctor's Palace on Monday. His inning was patterned after that of Anonay. His infing was patterned after that of the monologuist, but in matter and manner of delivery was a refinement of the familiar prod-uct. He was altogether without comic make-up. When started on a pretended apology, a mes-senger approached from the wing with a tele-gram. It said that mother-in-law was dead, and asked would be advise whether to bury, cremate or embalm? He would. His tele-

graphed answer ran: "All three—don't take any chance." Then followed a comic analysis of the so-called mother ballads, several steries and songs and a comic recitation, the last in the language of a street boy viewing a game of basebail. His jokes were not so rapid as those of the confirmed vaudeville squibster, for he allowed himself time to make and illustrate points, rather than to try for them in touchand-go fashion. Nor did he entirely sacrifice continuity to rapid-fire. Apparently his hearers liked the new style quite as well as the old. Willard Simms, O'Brien and Havel, and the Silvers are other specialists at the Palace.

At Proctor's the pair making a start in the continuous bills are not strangers to the variety shows. They are Eddie Girard of the former partnership of Donnelly and Girard and Jessio Gardner. Theirs is a variety sketch of singing, dancing and aerobatic absurdity. The Whitneys, the Hawaiians, and Dixon and Bowers are here.

Dolly Mestayer has a new sketch at Keith's, and familiar specialties are done by Hines and Remington. Raymon Moore and Press Eldridge. LeRoy and Clayton and Tony Pastor are to the fore at Pastor's. The roster at Miner's is headed by Mansfield and Wilbur, Van and Nobriga and Leo Dervalto. In the Eden Musée wax show the figure of President Paul Krüger has been flanked by statues of his two chief Generals. Two burlettas, separated by a variety show, are given at the Dewey and at the Comique.

David Belasco went to Washington last night to consult with Ythguan Ynohtna, a Japanese stage manager, who is to collaborate with him in making a stage version of John Luther Young's story. "Madame Butterfly." The result will be ready for next season, and Blanche Bates will probably act the principal part. Another book that is to be dramatized is "Janice Meredith." which E. E. Rose will likely arrange from Paul L. Ford's fletion.

Julia Morrison, the actress who has gained publicity through her trial in the West on a

L. Ford's fletion.

Julia Morrison, the actress who has gained publicity through her trial in the West on a charge of murder, will discontinue her lecture tour in March to be exploited in a melodrama by Doré Davidson called "A Day of Reckoning," which is said to set forth a story similar to the one that came out about Miss Morrison.

NOTES OF THE OPERA.

"Romeo et Juliette" will be sung at the Metropolitan to-night in place of "Les Huguenots." Mme. Sembrich has consented to appear as Juliette although her début in the part was set down for a week from Friday night. M. Alvarez, who makes his last appear ance during the present season, will sing omeo, and others in the cast will be MM. Edouard de Reszke and Plançon and Mile Mantelli. Mme. Nordica is slightly indisposed and for that reason felt unable to undertake the role of Valentine in French, Illness has compelled another change of bill at the opera for Friday M. Salignae is sick and will not be able to sing Don Ottavio in "Don Glovanni." M. Dippel was to have taken his place but he sings the part only in German, so it was decided to postpone the performance and give "Il Trovatore" in its stead for the first time during the present season in a subscription performance. Mmes Nordica and Mantelli and MMe. Dippel and Campanari will have the leading rôles. They have already sung the opera at a Saturday evening performance. The répertoire for next week has already been selected. On Monday evening, "Lohengrin" will be given by MMe. Van Dyck, Bertram and Edouard de Reszke and Mmes. Eames and Schumann-Heink. On Wednesday "Le Nozze di Figaro" will be repeated with Mmes. Sembrich, Eames and de Lussan and MM. Edouard de Reszke and Campanari. Mme. Sembrich and M. Saléza will be heard on Friday night for the first time during the present season in "Lucia di Lammermoor." On Saturday evening "Rigolatio" will be given for the first time this Nordica and Mantelli and MMe. Dippel and M. Saléza will be heard on Friday night for the first time during the present season in "Lucia di Lammermoor." On Saturday evening "Rigoletto" will be given for the first time this year with MM. Salégnae and Campanari and Mmes. Suzanne Adams and Mantelli. The postponed performance of "Les Huguenots" will be given one week from Monday evening with M. Saléza as Raoul.

Mme. Calvé will on Saturday afternoon make her last appearance in four weeks at the Metropolitan Opera House. She and Mme. Sembrich are to appear together then in the powerful double bill. On Monday evening Mme. Calvé will leave for a four weeks' vacation in Florida. Her heath is very bad and her physicians have ordered her to take a rest and at the same time a change of climate. She has suffered from a bad attack of rheumatism ever since she went to Atlantic City, and is troubled now as well with acute indigestion and heart trouble. She is going to Tampa Bay that may extend her trip to Havana. Her reappearance here will be made on Monday, March 5. Her illness has made it necessary to give up all idea of singing in "Herodiade." Le Nozze di Figaro," or "Les Dragons del Villars." M. Salignac is now oreparing himself for "Menstofele" and "La Navarraise," and both these operas may be sung on her return if the tenor is ready and Mme Calvé feels strong enough to undertake the roles. Otherwise she will be heard after her return only in "Carmen." "Faust" and "Cavalleria Rusticana." She will positively sing at the extra Thursday matinée of "Carmen," and will make her last appearance for the present at the Saturday matinée. Mme. Calvé will on Saturday afternoon make

WASN'T HUSBAND WHO WAS JEALOUS. Actress Has to Make Clear a Tangled Case of Assault.

Karl Reickenwell, of 144 East Thirty-third street, a musician now employed in a Bowery concert hall, who was formerly the manager of Haverly's minstrels, was held in the Yorkville police court last Monday for examination yesterday on a charge of assaulting Charles F. Gates last Sunday night. A shabbily dressed woman entered the court yesterday and said she wanted to ball the prisoner if he was committed for trial. She showed the title deed of the house at 144 East Thirty-third street and said she had bought it out of her savings as an

"I am Ada G. Blam-Reickenwell, and was am Ada G. Blam-Reickenwell, and was quite a favorite as an actress some years ago," she said. According to her story she and the musician lived at the Thirty-third street address. He usually returned home after midnight and on Sunday night she felt lonely while waiting for him and invited Gates, who lodged in the house, into her rooms to smoke a cigarette and chat. While they were talking the musician entered, and finding Gates there struck her and knocked the visitor down with a chair. a chair.
"Is your husband in the habit of beating you?" asked Magistrate Meade.
"I haven't seen my husband for nine years," answered the woman. "and I don't want to see him again. This is my sweetheart."

When the case was called later in the day Gates did not appear to prosecute and Reickenwell was discharged.

DETECTIVE DOYLE'S TRIAL.

Witnesses Testify Who Were Present When Carey Was Killed.

The trial of Detective James Doyle of the Brooklyn Police Department for the murder of Martin Carey in Gus Spohr's saloon in Williamsburg nearly a year ago, was continued yesterday in the County Court. Ira McLarty

terday in the County Court. Ira McLarty swore that Doyle, who was in the saloon with a woman, had a revolver in his hand when the trouble occurred and that in a few minutes McLarty staggered out of the place with his hands over his heart and almost instantly died on the sidewalk.

August Miller, who was behind Carey when he was shot, swore that as he and the others were passing through the haliway, Doyle stood on the stairs shooting at them. Several policemen who came up directly after the shooting, were examined, but nothing new was elicited from their testimony. To one of them Doyle denied that he had anything to do with the shooting. Doyle remarked to his companion, a woman, who had tried to hide in a closet: "Keep your mouth shut."

The case will be continued to-day.

FOUND HANGING BY ONE FOOT. Predicament From Which Edward Springer

Was Rescued. Edward Springer, 37 years old, of 667 East 155th street, this city, was found hanging head downward at the mouth of the sewer at the foot of Broadway, Astoria, late on Monday night. He was the driver of a delivery wagon and in the darkness he lost his way and drove out to the end of the sewer. In attempting to turn around the wagon was upset and Springer was thrown out. He fell head arst over the mouth of the sewer, while one of his legs was pinned fast on the wall above by the overturned wagon. 179 West Seventy-third street. and in the darkness he lost his way and drove out to the end of the sewer. In attempting to turn around the wagon was upset and Springer was thrown out. He fell headerst over the mouth of the sewer, while one of his legs was pinned fast on the wall above by the overturned wagon. He was unconscious when found by Policeman John J. Bergen, who pried the wagon up, permitting Springer to fall headfirst into the mud below. He was then dragged out and taken to the police station and revived. Flood tide covers the mouth of the sewer and it was fortunate for Springer that the tide was ebb.

INDIAN GIRL FOR SALE. Father to Offer Her in Marriage to the

Highest Bidder for the Third Time. GUTHRIE, Oklahoma, Feb. 6. - An old custom among the Osage Indians will be observed at the residence of ex-Chief Frank Corndropper near Bartlesville, I. T., where his daughter,

Mary Corndropper, will be sold in marriage to the highest bidder, who will make payment for the bride in ponies. Mary is 23 years old for the bride in ponies. Mary is 25 years old and pretty.

She has been sold in marriage twice before, bringing 400 ponies the first time and 300 the second time. Both marriages proved unhappy, and this is why the girl will be sold again.

MAUDE ERNESTINE PROVES HER CLAIM, BUT THE WILL STANDS.

Unacknowledged Granddaughter of Gen. N. P. Banks's Brother Miles-Relatives Who Knew of Her Never Told the Old Man About Her-Gets a Few Thousands. The contested will of Miles Banks, who was a brother of the late Gen. Nathaniel P. Banks. and who was employed for forty years in the Custom House in this city, was admitted to probate by Surrogate Thomas yesterday. It was contested by his granddaughter. Maude Ernestine Banks, who was put to her proofs

to show that she is his granddaughter. The

Surrogate found that she is. The decision gives to her a legacy of \$1,000 which the testator bequeathed to Ernest Banks without stating who Ernest Banks was. Lawyer Francis Burke of counsel for the contestant said yesterday that his client would further get the lapsed devise of a \$2,000 third interest in property at Waltham, Mass, which the testator gave to Gen. Nathaniel P. Banks, who died before him. The residue of the estate goes to the testator's nephews. Joseph F. Banks, George C. Sanger and Francis H. Sanger, and his nieces, Mary Binney Banks Sterling and Maud Banks. the actress, daughter of Gen. Banks. The estate is valued at about \$75,000.

An effort was made to show that the testator drank heavily in his later years, but the only evidence on that head was by W. J. Myron, one of the witnesses to the will, who said that in one afternoon Miles Banks had drunk seven pints of champagne.

Mrs. Rebecca Banks Sanger, sister of the testator, testified that it was understood in the family that in 1851 her brother had married Susan Wiley. Soon after the marriage Susan Banks became a matron in the Tewksbury Almshouse, where she died. It was understood in the family that the brother had a son Ernest. It was also believed that Ernest Banks had married. She heard about five years before the death of her brother that Ernest had a daughter.

"You never said anything to your brother about the existence of his granddaughter?"
"I never did."
"Why?"

"Because he was a very sensitive man."
"Didn't you and your family have a sort of cit agreement that you would never tell our brother Miles of the existence of the

your brother Miles of the existence of the granddaughter?"
"We never did."
"Didn't you know that Maude Ernestine Banks was a public reader of some note?"
"I knew that she was a public reader."
"And you knew that she was your niece?"
"I heard she was."
Sybil Banks, a niece of the testator, said that she was acquainted with Maude Ernestine Banks and that on one occasion while she was on a street car with the testator, Maude Ernestine Banks and her aunt got on the same car. The witness tried to call the attention of her uncle to the fact that his granddaughter was on the car but he did not seem to pay any attention to her. tention to her.
"Why was it that you did not further attempt to bring your uncle and his grand-

tempt to bring your uncle and his grand-daughter together?"
"I thought it was none of my business."
Mande Friestine Banks testified that she had seen her grandfather only once and that was on the car. She did not speak to him or communicate with him by the advice of her aunt Mrs. Flizabeth Bemis, who said that Miles Banks had not treated his wife properly and had described her. and had deserted her.

Maud Banks, the actress, was in court but
was not called.

WATER FOR COMMUNION SERVICE. The Rev. Dr. E. E. Hale Substitutes It for

Wine in His Church in Boston. Boston, Feb. 6.-The Rev. Edward Everett Hale, the venerable pastor of the South Con gregational Church, has brought about a radical departure in the communion service at his church by substituting water for wine Dr. Hale has been desirous for many years to bring about this change and when the communicants tasted ordinary water in place of the grape juice at the service last Sunday there was considerable comment. Dr. Hale explained the matter to the congregation by saying that in accordance with his earnest desire of some years, the officers of the church had decided to use water in the communion.

"This is a mere matter of detail." he said.
"The use of wine is in no way essential to the communion. At the great national conferences of the Unitarian Church I administered communion with water. Christ in His life on earth took the cup and drank the wine of the country. In every land it is customary to use in the communion service the beverage of the country, and thank God, water has now come to be the beverage of America."

Dr. Hale concluded his remarks with a word in reference to the many persons who flud wine there was considerable comment. Dr. Hale therefore virtually barred from the communion

THEY'RE TIED AND CAN'T UNTIE.

Though the Wife Does Smoke Cigarettes and Though Her Husband Struck Her. The suit of Phorbe Wilcoxson for a separation from Martin Niles Wilcoxson has been dis-missed by Justice Russell of the Supreme Court. Most of their married life was spent abroad, and part of it at the Castle Glengariff,

abroad, and part of it at the Castle Gengarin, belonging to the defendant's mother. Mrs. Adam Badeau, in Ireland. The wife said that her husband had frequently struck her and had torn her wedding ring from her finger. He set up that she had neglected him for the society of officers in the British Army and an Indian prince, and that she smoked eigarettes against his protest. She admitted the eigarettes. Both to blame, says the Court. JOSEPH C. HOAGLAND'S WILL.

He Leave \$30,000 to Brooklyn Institutions-His Realty Valued at \$500,000. The will of Joseph C. Hoagland, filed for propate yesterday, bequeathes \$15,000 to the Brooklyn Orphan Asylum and \$15,000 to the Brooklyn Institute of Arts and Sciences. The Brooklyn Institute of Arts and Sciences. The rest of the estate is left chiefly to his wife, Caroline C. Hoagland, his sons, Raymond Hoagland and John A. Hoagland, and to his daughter, Fannie C. Hoagland. His widow gets \$200,000 outright and the income of a fourth of the residue. It is provided that if the income of her fourth does not amount to \$75,000 a year she can draw on the principal to make up the amount during her life. The petition places the value of the residy at \$500,000 and says the value of the personalty is unknown.

ITHACA, N. Y., Feb. 6.-The junior festivities opened at Cornell to-night with a performance given by the Cornell Masque. The title of the play was "Hamlet and Company." H. R. McClain, who took the part of Hamlet, was one of those injured in the Delta Chi fire last week, and had not sufficiently recovered from his injuries to enable him to appear without crutches. This fact did not mar the success of the play, but on the contrary made it all the more humorous.

The wedding of Miss Lillian Chapman Sturtevant and Dr. John Kurrus was celebrated last night in the Church of the Blessed Sacrament, Broadway and Seventy-first street. The ceremony was performed by the Rev. Matthew A Taylor, rector of the church, and the bride was given away by her uncle, William H. Chapman of Norwich, Conn. Mrs. John Byron Traver attended as matron of honor, and Miss Olga Isabel Traver, her daughter, and Miss Ruth Herrick Chapman and Miss

Dodge-Barker.

Miss Elizabeth C. Fordyce Barker, daughter of the late Fordyce D. Barker, married Murray Witherbee Dodge yesterday at St. Thomas's Church, Fifth avenue and Fifty-third streets. The Rev. Dr. John Wesley Brown performed the ceremony at noon. Miss Lillian L. Fordyce Barker attended her sister as maid of honor. and Miss Alice Babcock, a cousin, and Miss Anne Urquhart Potter were the bridemaids Anne Urquhart Potter were the bridemaids. Marshall Dodge assisted his brother as best man. William H. Dixon, the bride's cousin; Jonn Adams Dodge, Henry Hollister, Jr.; Samuel Hawley, Frederic Kernochan, Jr.; Charles Brayton and Lawrence Stoddard were the ushers. The bridal breakfast, after the church ers. The bridal breakfast, after the church father. Samuel D. Babcock, at his home, 636 Fifth Avenue. The bridgegroom, who is a son of the late Arthur Murray Dodge, was graduated from Princeton last June. The young couple sail next Saturday for Europe and will pass the the remainder of the winter at the Riviers.

Made No Bargain With the Governor to A despatch to the Brooklyn Eagle yesterday

from Albany contained a long statement from Senator Raines in regard to the failure of Gov. Roosevelt to reappoint Dr. Truman J. Backus, President of the Packer Institute, as a member of the Long Island State Hospital Commission. This statement was made as a rejoinder to the allegation that Senator Raines had voted against Louis F. Payn in consideration of the Governor's action in retiring Dr. Backus, against whom the Senator had a grievance for forcing Dr. Sylvester, his son-in-law, to send in his resignation as superintendent of the hospital. Senator Raines admits that he told Secretary Youngs that the retirement of Dr. Backus "would not harm the hospital." This is a part of Senator

Raines's statement "The fact of the matter is that when the old Kings county institution was transferred to the State, the condition of its management compared favorably with the condition of any other State hospital. This condition was brought about, not by the Rev. T. J. Backus, but by the superintendent, Dr. Sylvester, who remained for some time as general superintendent of the Long Island State Hospital, under the jurisdiction of the State. The Rev. T. J. Backus never reformed any 'scandalous condition of affairs' in that hospital, for no such condition existed in that hos-Dr. Backus was instrumental in spending a large amount of the State's money

spending a large amount of the State's money for the purpose of an investigation of the affairs of the hospital, which was carried on by an expert selected by Dr. Backus himself. The result of the examination, which is on file in the office of the Lunacy Commission, was, as Dr. Backus knows, to give the superintendent of that asylum. Dr. Sylvester, as clean a bill of health as was ever given to any official as the result of a searching examination.

"If the management by Dr. Backus of institutions with which he is connected should result as favorably, he would have reason to congratulate himself. It is true that the superintendent of the Long Island State Hospital is a son-in-law of Senator Raines, but he was not appointed superintendent upon any request made by the Senator.

"It is also true that Dr. Sylvester resigned, but the reason and only reason of his resignation was that he supposed he had completed, or was certain to complete, the organization of a corporation to conduct a private asylum of which he was to be the head. It is possible further that Dr. Sylvester desired to escape the continual nagging of the President of the Board of Managers. Dr. Backus, but at the time the resignation was made the Kev. Dr. Backus had already in his possession a portion of the report of his expert examiner which, as I have said, gave Dr. Sylvester aclean bill of health in connection with the management of the hospital.

"I know enough in regard to the manage-

"I know enough in regard to the manage-ment and conduct of affairs by this gentleman to be entirely satisfied that the Governor in making the change he has, is acting for the best and has done the Long Island Hospital a great satisfied.

great service.

"As to the insinuation that Gov. Roosevelt bribed Senator Raines to vote for the confirmation of the Superintendent of Insurance by the removal of Dr. Backus, it is not worth my notice.
"I can only say that my vote for the confirmation of Mr. Hendricks was given as the result of a Republican caucus and not until the majority of the Republican Senators had voted on the confirmation. But the Governor had already taken care of the Rev. Dr. Backus, and is undoubtedly perfectly able to take care of himself."

of himself."
Secretary Youngs is reported to have said that changes had been made in regard to the conduct of the hospital, but that the Governor would have nothing to say until the information he had in hand had been put in shape. So far. Dr. Backus has made no statement in the matter, but his friends say that he will be heard from later on.

GARDINER HEARING GOES OVER. Additional Specifications Against the Ditrict Attorney to Be Put In.

The hearing of District Attorney Gardiner on the charges preferred to the Governor by members of the City Club has been postponed to Monday Feb. 19. Commissioner Ansley Wilcox opened it yesterday in the library of the Criminal Courts Building. Deputy Attorney General Coyne and Special Deputy Cosby represented the State. Samuel Untermyer "This is a mere matter of detail." he said.
"The use of wine is in no way essential to the communion. At the great national conferences of the Unitarian Church I administered communion with water. Christ in His life on earth took the cup and drank the wine of the country. In every land it is customary to use in the communion service the beverage of the country, and thank God, water has now come to be the beverage of America."

Dr. Hale concluded his remarks with a word in reference to the many persons who find wine either a temptation or an offence and are therefore virtually barred from the communion and Mr. Heydecker let it be known that they desired to appear as counsel.

Mr. McMahoh and Mr. Heydecker let it be known that they desired to appear as counsel for somebody.

Mr. Coyne said that he had understood from Mr. Unger on Monday that the defence would not be ready and so he had called no witnot be ready and so he had called no witnesses.

Mr. Untermyer assured Mr. Coyne that the defence was quite roady, but would consent to an adjournment for one day.

"We desire to file additional specifications," said Mr. Coyne, "and I understood from Mr. McIntyre yesterday that there would be no objection on the part of the defence."

"We won't object to much of anything," said Mr. Untermyer, "but we won't make any promises until we know what the specifications are."

are.

Then there was a wrangle about the adjourned day, and the commissioner finally settled it to suit himself. Col. Gardiner was ill and was not present.

OUSTED SLEUTHS DON THE BLUE

Only One in Brooklyn Had Pull Enough to Save Him-Manhattan Squad Escaped.

When the sixty-three detectives ordered to patrol duty by the Police Board arrived yesterday morning at the stations to which they had been assigned, they got a chilly reception. Some of the station Ser-geants demanded that they supply themselves with uniforms and be back in five hours with the uniforms on. As some of the detectives had not been in uniform for ten years they had no uniforms. Word of their trouble got back to Headquarters, however, and they were saved by an order which excused them from duty for the day. At 6 o'clock last night in accordance with Chief Devery's plan, they were cordance with Chief Devery's plan, they were all ordered back to Headquarters, and the letter of the board's resolution of last Saturday having been obeyed, they were definitely assigned to the Central Office squad.

All of the detectives at Police Headquarters in Brooklyn were sent to regular patrol duty in the various precincts vesterday, with a single exception. The only man who had pull enough to escape the inconvenience of wearing a uniform is Peter Clarke, a brother of District-Attorney Clarke, and he was assigned to Chief Devery's Central Office squad. Commissioner Abell had some words of comfort for the ousted Brooklyn detectives. The most efficient of them, he said, would probably soon be sent back to the Brooklyn headquarters to form a personal staff for Deputy Chief Mackellar.

FUGITIVE HAD A VALUABLE VIOLIN.

Also a Few Burglars' Tools When Arrested in Baltimore-Wanted for Forgery. Henry M. Birnbaum of 64 West 118th street, the young clerk who was arrested last June and held on the charge of forging a check for \$100 on the Garfield National Bank but skipped to Canada, was arrested in Baltimore on Sunday and is now in the Tombs awaiting When Birnbaum was arrested he was released on his own recognizance on the petition of a number of business men who thought he had been misled. When he fled he went he had been misled. When he fied he wentfrom Canada to Chicago and then to Baltimore.
A quantity of burglars' tools and a violin which
he said was worth \$3,000 were found in his
room when he was arrested there. Detective
Sergeant Cuff, who made the arrest, inquired
of a Baltimore music dealer how much he
would offer for the violin.
"\$500 if you leave it here, and no questions
asked," responded the dealer.

The detective explained the circumstances
and asked the dealer for an estimate of the
violin's value. "Well, if I had it. I wouldn't part with it for several thousand dollars," was the response. The violin is now with the property clerk at Police Headquarters. Birnbaum will not tell how the instrument came into his possession.

NO RELIEF FOR THE LAMBERTONS.

Justice Jenks Refuses to Grant Husband a Separation-Wife's Suit Still On. Supreme Court Justice Jenks of Brooklyn

has dismissed the suit of Edward S. Lamberton against Lucy Lamberton for a separation The couple were married about a year ago and The couple were married about a year ago and only lived together a tew months, marked incompatibility of temper quickly developing. Justice Jenks decided that neither is entitled to relief. One of Mrs. Lamberton's chief complaints was that to all her questions her husband only vouchsafed "monosyllabic" replies. Mrs. Lamberton has a similar suit pending against her husband in this county.

SHE'S A LEGITIMATE BANKS. | NENATOR RAINEN DEFENDS HIMSELF. | LUDLOW IS COMING NORTH

MAY REFER THE HAVANA DISPUTE TO THE PRESIDENT.

Decision Needed on the Limit of His Pow With Gen. Wood, but No Decision Made Gompers Talks to Labor Leaders.

Special Ca'le Despatch to THE SUS. HAVANA, Feb. 6.-There were several conferences to-day between Governor-General Wood, Gen. Ludiow, Civil Governor Nunez and Secretary of State Tamayo concern ing the dispute between Gen. Ludlow and Gov. Nunez over the control of the Havana budget. No determination was reached There is an evident desire to have the matter settled amicably. Apparently the whole matter turns upon the interpretation of President McKinley's order making Gen. Ludiow Milltary Governor of Havana. Whether or not this interpretation is to be decided here remains to

be seen Gen. Ludlow will go North on Saturday for two weeks, ostensibly on private pusiness. The public, however, connects his departure with the present controversy. To-day, for the first time, the Patria makes mention of the Ludlow-Nunez question. It says that the people of Havana are awaiting the decision of Gen. Wood with great anxiety. It adds that it remains to be seen whether the laws are to have real weight in Cuba. The order of President McKinley making Gen. Ludlow Governor of Havana was not meant to give him an arbitrary veto on the municipal constitution, a matter which is always left to fixed laws in all civilized countries. The matter, the paper holds, should be settled completely. The matter of the annulment of the Pan

American Express contract with the railways by Secretary Villalon came up at this morning's Cabinet meeting. Gen. Wood showed no resentment against Senor Villalon for his hurried action, appreciating that it was due to an error in construing the recent order defining the functions of the civil and military powers As the American directors of the express company have already appealed to Washington, the question will be disposed of there. Among the large number of Americans wh

have recently arrived in Havana is Samue Gompers, the labor leader. He has been conferring with labor leaders here. He thinks that the unions of Havana are well organized and that with proper opportunities they will accomplish much good for the workingman He says he intends to investigate the strike of last September, which Gen. Ludlow put down by threats of military force. Gompers believes that such methods are unjust. He says that defeat of the strike caused untold harm in Cuba, because here, above all other places, the workingmen need lifting up and a more equal share in the wealth they produce.

YALES "FELVET CUP."

ostodians Take It From the University Club and Replace It at Mory's.

NEW HAVEN, Feb. 6.-The "Velvet Cup" at Yale which last fall was removed from Mory's by the 1900 cup men and taken to the University Club was brought back to-night to Mory's and will remain there. The action of the cup men in taking the cup to the University Club aroused a protest and it was through constant appeals that the cup was returned. For years the cup has been at Mory's having been put there in the early eighties.

Mory's itself is a time honored resort of Yale
men, and when the cup was removed to the
University Club with no apparent reason other

than to help the club, a storm of protest arose, Morv's is open to any member of the three upper classes, while the University Club is available to a comparatively few men on account of the expense, and it was thought it would result in a blow to the democracy of the university if the cup was allowed to remain at the club.

Twenty-two Queer Fires in Seven Weeks. Fire in the four-story building at 2153 Third evenue, the basement of which is occupied by Benjamin Bernhardt, a dealer in butter and eggs, and the upper part is a boarding house, caused a loss yesterday of about \$10,000. Since Dec. 19 there have been twenty-two fires in the neighborhood. All have started as this did, in basements, in the early morning, from causes ucknown. Four other cellar fires occurred nearby yesterday morning, but were put out with slight damage.

MARINE INTELLIGENCE.

MINIATURE ALMANAC-THIS DAY. Sun rises . . . 7:03 | Sun sets . 5:24 | Moon rises . . 1:38 RIGH WATER-THIS DAY. indy Hook 1:34 | Gov. I'd ... 2:06 | Hell Gate ... 8:59

Arrived-Tuesday, Feb. 8, Arrived—TUBBLAY, Feb. 8,
Ss Kensington, Albrecht, Antworp, Jan. 22,
Ss Mexico, McIntosh, Havana, Feb. 3,
Ss Hekla, Thomsen, Stettin, Jan. 5,
Ss Alhanga, Skillings, Colon, Jan. 31,
Ss Cyrene, Amey, Santos, Jan. 12,
Ss Diamant, Reiners, Hamburg, Jan. 21,
Ss Lauenberg, Sperling, Gibara, Jan. 29,
Ss Santiago de Cuba, Johnson, Trindiad, Jan. 30,
Ss El Norte, Gardner, New Orleans, Feb. 1,
Ss Jefferson, Dole, Norfolk, Feb. 5,
Ss Saginaw, Johnson, Georgetown, Feb. 1,
Bark Edward L. Mayberry, Loring, Buenos Ayres,
Nov. 23,

ARRIVED OUT Ss Auguste Victoria, from New York, at Algiers, SAILED FROM FOREIGN PORTS

Ss Phoenicia, from Hamburg for New York. Ss Empress of Japan, from Vancouver for Yoko-hama. REPORTED. Ss Cevic, from New York for Liverpool, off Kin-

OUTGOING STRAMSHIPS. Sail To-day.

Sail Friday, Feb. 9. INCOMING STEAMSHIPS. Due To-day.

Bremen... Liverpool. Gibraltar. Armenia British King. Alabama Antwerp. St. Lucia Projan Prince. -morrow. Due Friday, Feb. 9. Hamburg Glasgow Gibraltar Christiansand London Jacksonville Graf Waldersee. Due Saturday, Feb. 10. Southampton Hull. Planet Mercury Dundee. Galveston St. Lucis. Due Sunday, Feb. 11. La Gascogne Havre Swansea Havre New Orleans Due Monday, Feb. 12.

BROWN'S Bronchial Troohes the popular cure for IRRITATED THROATS.

REV. MR. M'CLELLAND'S ACQUITTAL. Talk Now of Bringing the Matter Before

The action of the Brooklyn Presbytery on Monday night in squelching the chargeagainst the Rev. George L. MacClelland, will be reviewed if Mr. Stevens who made them succeeds in his purpose. Yesterday, Mr. Stev ans gave out a statement severely criticising the Presbytery for not ordering a trial and for giving the accused minister his letter of dismissal. He said:

"Dr. Moment last night held up letters and amdavits before the Presbytery containing amaging evidence against MacClelland, which would surely convict him, and yet the body refused to hear them. We shall go to the Synod with the matter. It meets in October. It has been said that that body will not entertain the charges, but it is compelled to. I find that I cannot mandamus MacClelland or the Brooklyn Presbytery before the courts because there is no money consideration."

Rev. Len G. Broughton Quits Brookiya. The Rev. Len G. Broughton, after a three weeks' religious crusade in Brooklyn, returned to his own field in Georgia yesterday morning. He professed to be well satisfied with his work in Brooklyn. He had no fault to find with the newspapers, as he preferred them to mention him unfavorably rather than not mention him at all.

MARRIED

BROWN-COOPER.-At Shrewsbury, N. J., on Feb. 5, 1900, by the Rev. William Bailey, at the residence of the bride's father, Rebecca Patterson, daughter of Dr. James E. Cooper, to James M. Brown of New York.

DODGE-BARKER .- At St. Thomas Church, on Tuesday, Feb. 6, 1900, by the Rev. John W. Brown, D. D., Elizabeth C. F. Barker, daughter of the late Fordyce D. Barker, to Murray Witherbee Dodge.

DIED.

BROWN .- On Monday forenoon, Feb. 5, 1900 at 39 East 10th st., Grosvenor, son of Roscoe C E. and Bertha Backus Brown. Funeral private.

BUTTRICK .- At her residence, 213 West 21st st.

after a short illness, Mrs. Christiania Whitelaw widow of Charles H. Buttrick, in the 56th ye of her age. Grand Secretary of the Order of Eastern Star, State of New York. CKHARDT.-On Feb. 4, 1900, Conrad Eckbardt

husband of Maria Born Schoene. Funeral services will take place on Wednesday, Feb. 7, 1900, at 11 A. M., at the residence 1077 Dawson st., and at 12 A. M. at the German Dutch Reformed Church, corner 156th st. and Elton av.

McVEIGH .- On Tuesday, Feb. 6, 1900, Edward Warren McVeigh, in the 29th year of his age. MORGAN. -On Monday, Feb. 5, 1900, at Wheatly,

L. I., Theodore Moran Morgan, son of Edwin D, and Elizabeth M. Morgan, in his sixth year. Funeral services will be held at Trinity Church, Roslyn, L. I., on Wednesday morning at 9:30 o'clock. Special train will leave S4th st., N. Y., at 8:20 A. M., Long Island City 8:30 A. M., and returning, arrive at New York about 11:10 A. M. Interment at Hartford, Coun.

MOWER .- On Sunday evening, Feb. 4, 1900. Anna Josephine, daughter of the late Thomas G. Mower, M. D., Surgeon U. S. Army. Funeral services at her late residence, 673 Lexing ton avenue, Thursday, Feb. 8, at 10 o'clock

NEILSON .- At New Brunswick, N. J., on Saturday. Feb. 3, 1900, Robert H. Neilson, in the 74th year of his age. Funeral services will be held at his late residence

385 George st, on Wednesday next at 2:30 P. M. Relatives and friends are invited to attend. ORMAN.-The funeral services for the late George H. Norman will be held at Trinity Church, Newport, R. I., at half past 1 o'clock on Thursday, Feb. 8, 1900.

SINCLAIR.-On Sunday, Feb. 4, 1900, Mary J. Sloane, wife of John J. Sinclair. Funeral services at her late residence, 6 East 63d st., Wednesday morning. Feb. 7, 1900, at 10 o'clock.

SMITH. -Suddenly, on Feb. 4, 1900, Sarah R., wife of I. C. Smith, aged 60 years. Funeral service will be held at her late residence 38a Pulaski st., Brooklyn, on Thursday evening. Feb. 8, 1900, at 7:30. Relatives and friends are invited. Funeral at the convenience of the

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Moran, L.

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